



HILL RIVKINS LLP
45 Broadway, Suite 1500, New York, NY 10006-3793
Tel: 212 669-0600 Fax: 212 669-0698/0699
e-mail: thefirm@hillrivkins.com
Website: www.hillrivkins.com

JUSTIN M. HEILIG
Direct: (212) 669-0644
jheilig@hillrivkins.com

February 5, 2020

Via CM/ECF System

The Honorable Ann M. Donnelly
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201

Re: Petitioner DGNYP's Response to Government's Letter (Dkt. #274)
United States v. Dan Zhong, 16-CR-614 (AMD)
Our Ref: 34850

Dear Judge Donnelly:

We represent Petitioner The Development Group of NYP, LLC ("DGNYP") in the above-referenced matter.

Pursuant to Your Honor's December 19, 2019 Scheduling Order, we write in response to the Government's January 10, 2020 letter (Dkt. #274), which requests that the petitions of DGNYP and our other client, Ms. Xiaohong Fang, for criminal forfeiture ancillary hearings (Dkts. #268 & #270) be held in abeyance while the Government "takes steps to issue direct notices and commence publication in accordance with the statutory scheme." *See* 21 U.S.C. § 853(n) & Fed. R. Crim. P. 32.2(c). The Government further proposes that it submit a status report within ninety (90) days to advise "whether it has completed the steps necessary to commence the ancillary proceeding by providing notice to all potential third-party claimants."

Petitioner DGNYP consents to holding its petition in abeyance for at least ninety days, without prejudice, to allow the Government to perform its due diligence and undertake its statutory obligations.

NEW JERSEY
102 South Broadway
South Amboy, NJ 08879-1708
Tel: 732 838-0300 Fax: 732 316-2365
e-mail: thefirm@hillrivkins.com

TEXAS
55 Waugh Drive, Suite 1200
Houston, Texas 77007
Tel: 713 222-1515 Fax: 713 222-1359
e-mail: thefirm@hillrivkins.com

CALIFORNIA
Hill Rivkins Brown & Associates
11140 Fair Oaks Boulevard, Suite 100
Fair Oaks, CA 95628-5126
Tel: 916 535-0263 Fax: 916 535-0268
e-mail: thefirm@brnlaw.com

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We thank the Court for its attention to the foregoing and stand ready to answer any questions that Your Honor may have with respect to DGNYP's petition.

Respectfully submitted,
HILL RIVKINS LLP



Justin M. Heilig

Cc: All counsel of record (via ECF)